

**CONTINUING APPLICATION TRANSMITTAL UNDER RULE 1.53(b)**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Mail Stop: Patent Application**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: October 17, 200315915 U.S.PTO  
101703OCT 2003  
10/686907  
101703

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is a Divisional application of prior pending Application No. 09/147,770, filed April 28, 1999.

For (Title): NITRIC ESTER DERIVATIVES AND THEIR USE IN TREATING GASTROINTESTINAL TUMORS

By (Inventors): Piero DEL SOLDATO and Francesco SANNICOLO

1.  A Declaration and Power of Attorney is attached. The attached Declaration and Power of Attorney is:
  - a. A copy of the Declaration and Power of Attorney from the parent application. (Used with the same or fewer inventors and (a) a copy of the prior application or (b) a revised, reformatted or edited version of the prior application that does not contain new matter.)
  - b. A new Declaration and Power of Attorney. (Used with the same, fewer or additional inventors and (a) a copy of the prior application, (b) a revised, reformatted or edited version of the prior application that does not contain new matter, or (c) a new specification.)
2.  The filing fee based on entry of the concurrently filed Preliminary Amendment is calculated below:

CLAIMS IN THE APPLICATION AFTER ENTRY OF  
ANY PRELIMINARY AMENDMENT NOTED BELOW

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	6 - 20	= 0
INDEP CLAIMS	2 - 3	= 0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

\* If the difference is less than zero, enter "0".

**SMALL ENTITY**

RATE	FEES
	\$ 385
x 9 =	\$
x 42 =	\$
+140 =	\$
TOTAL	\$ 385

**OTHER THAN A  
SMALL ENTITY**

OR	RATE	FEES
OR		\$ 770
OR	x 18	\$
OR	x 84	\$
OR	+280	\$
OR	TOTAL	\$

3.  A Check in the amount of \$385.00 to cover the filing fee is attached.
4.  The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 01-2300.
5.  Amend the specification by inserting before the first line the sentence:  
--This is a Division of Application No. 09/147,770 filed April 28, 1999, which is a §371 of International Application No. PCT/EP97/04774 filed September 2, 1997. The disclosure of the prior applications is hereby incorporated by reference herein in its entirety.--
6.  Priority of foreign application No. MI96A001821 filed September 4, 1996 in Italy is claimed under 35 U.S.C. §119 and/or §365(b).
7.  The certified copy of the priority document was received in prior Application No. 09/147,770 from the International Bureau.
8.  The prior application is assigned of record to Nicox S.A. recorded at Reel 009969, Frame 0248 on April 28, 1999.
9.  An Information Disclosure Statement is attached along with Form PTO-1449.

10.  Small entity status:

A small entity statement was filed in the parent application and such status is still proper and desired.

11.  Other: Declaration under 37 C. F.R. §1.132

12.  The Power of Attorney in the application is to:

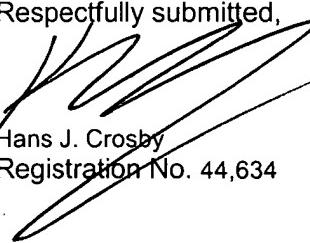
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13.  Address all future communications to:

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